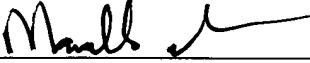


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DE BARI et al. Art Unit: To Be Assigned
Serial No.: To Be Assigned Examiner: To Be Assiged
Filed: January 26, 2005 Customer No.: 21559
Title: COMPOSITIONS COMPRISING MUSCLE PROGENITOR CELLS
AND USES THEREOF

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STATEMENT UNDER 37 C.F.R. § 1.821

As part of the patent application filed herewith, enclosed is a Sequence Listing in accordance with the requirements of 37 C.F.R. §§ 1.821 through 1.825 and consisting of twelve pages.

As required by 37 C.F.R. § 1.821(c), the Sequence Listing appears as a separate part of the application. Each sequence in the application appears separately in the Sequence Listing, and each sequence in the Sequence Listing is assigned a separate sequence identifier.

As required by 37 C.F.R. § 1.821(d), the sequence identifiers are used throughout the application description and claims to refer to their respective sequences.

As required by 37 C.F.R. § 1.821(e), enclosed is a diskette containing a copy of the Sequence Listing in computer readable form.

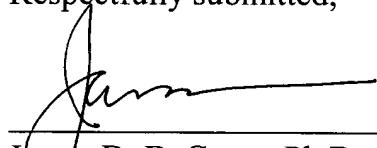
As required by 37 C.F.R. § 1.821(f), I hereby state that the contents of the computer readable form of the Sequence Listing are the same as the contents of the paper copy.

As required by 37 C.F.R. § 1.821(g), I hereby state that this submission contains no new matter.

If there are any charges or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date: 26 January 2005



James D. DeCamp, Ph.D.
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